### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

ARKADIY DUBOVOY, et al.

Defendants.

Civil Action No.: 15-cv-06076 (MCA-MAH)

# JOINT STIPULATION TO STAY CASE AS TO GUIBOR S.A. AND OMEGA 26 INVESTMENTS LTD. FOR 120 DAYS TO CONSIDER SETTLEMENT AGREEMENT

Plaintiff the Securities and Exchange Commission (the "Commission"), and Defendants Guibor S.A. and Omega 26 Investments Ltd. (the "Defendants" or, together with the Commission, the "Parties"), through their undersigned counsel, hereby stipulate and agree as follows:

- 1. The Defendants and Commission staff have negotiated a potential, final settlement in this matter. Although Commission staff has authority to negotiate a settlement agreement, 17 C.F.R. § 202.5(f), only a majority vote by the SEC Commissioners can approve any such agreement. The Commission staff is in the process of submitting this proposal to the SEC Commissioners.
- 2. If the Commission approves the settlement, further litigation in this matter as to the Defendants will not be necessary. Because the Commission's review and approval process can take several weeks, the Parties respectfully request that the Court stay the case as it pertains to Guibor and Omega 26 for 120 days to allow adequate time for the Commission to review and approve the proposed final settlement.

3. This Stipulation may be signed in counterparts or electronic signature, and that such facsimile or electronic signature shall be deemed an original signature for purposes of this Stipulation.

## SECURITIES AND EXCHANGE COMMISSION

Dated: Philadelphia, Pennsylvania January 19, 2016

By: s/ John Donnelly, Esq.

David Axelrod, Esq. Kelly Gibson, Esq. John Donnelly, Esq.

#### **Attorneys for Plaintiff**

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Dated: New York, New York January 19, 2016

By: s/ Matthew I. Menchel, Esq.

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on this 19<sup>th</sup> day of January, 2016, that I caused to be served a true and correct copy of the Joint Stipulation to Stay Case as to Guibor S.A. and Omega 26 Investments Ltd. upon the following parties in the manner set forth below:

Via ECF:

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